

MANATT, PHELPS & PHILLIPS, LLP
ROBERT D. BECKER (Bar No. CA 160648)
E-mail: rbecker@manatt.com
EUGENE L. HAHM (Bar No. CA 167596)
E-mail : ehahm@manatt.com
SHAWN G. HANSEN (Bar No. CA 197033)
E-mail: shansen@manatt.com
1001 Page Mill Road, Building 2
Palo Alto, CA 94304-1006
Telephone: (650) 812-1300
Facsimile: (650) 213-0260

Attorneys for Defendant
and Counterclaimant
VISTO CORPORATION

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

RESEARCH IN MOTION LIMITED,

Plaintiff,

vs.

VISTO CORPORATION,

Defendant.

Case No. C-07- 3177 (MMC)

**STIPULATION AND [PROPOSED] ORDER
MODIFYING COURT DEADLINES UNDER
PATENT RULES 4-2, 4-3 AND 4-4**

VISTO CORPORATION,

Counterclaimant,

vs.

RESEARCH IN MOTION LIMITED, and
RESEARCH IN MOTION
CORPORATION,

Counterdefendants.

1 Visto Corporation and Research In Motion Limited and Research In Motion Corporation,
2 through their respective counsel, stipulate as follows:

- 3 1. On October 1, 2007, the parties filed a CASE MANAGEMENT AND DOCKET
4 CONTROL ORDER (Docket No. 21) ("Case Management Order");
- 5 2. On October 9, 2007, the Court issued an order adopting with certain exceptions the
6 Case Management Order (Docket No. 22);
- 7 3. The Exchange of Preliminary Claim Constructions under Patent L.R. 4-2 is
8 currently scheduled for January 10, 2008; and
- 9 4. The filing of the Joint Claim Construction and Prehearing Statement under Patent
10 L.R. 4-3 is currently scheduled for February 11, 2008;
- 11 5. The date for the completion of Claim Construction Discovery under Patent L.R.
12 4-4 is currently scheduled for March 12, 2008; and
- 13 6. The Parties currently are in the process of meeting and conferring on the terms to
14 be construed and believe that additional time is necessary to complete the meet and
15 confer process.

16 In order to complete a meaningful meet and confer on the terms to be construed, the
17 parties hereby agree, subject to approval by the Court, to the following modifications to the Case
18 Management Order:

- 19 1. The date of the Exchange of Preliminary Claim Constructions under Patent L.R.
20 4-2 shall be extended from January 10, 2008 to January 24, 2008;
- 21 2. The date for filing the Joint Claim Construction and Prehearing Statement under
22 Patent L.R. 4-3 shall be extended from February 11, 2008 to February 25, 2008;
- 23 3. The date for the completion of Claim Construction Discovery under Patent L.R.
24 4-4 shall be extended from March 12, 2008 to March 26, 2008;
- 25 4. This stipulation is limited to compliance with Patent L.R. 4-2, Patent L.R. 4-3 and
26 Patent L.R. 4-4 and does not relate to any other phase of this case; and
- 27 5. No other deadlines under the Case Management Order are affected by this
28

1 stipulation.

2
3 IT IS SO STIPULATED.

4 DATED: January 9, 2008

MANATT, PHELPS & PHILLIPS, LLP

5
6 By: /s/ Eugene L. Hahm

Eugene L. Hahm

7 *Attorneys for Defendant and*
8 *Counterclaimant*

VISTO CORPORATION

9
10
11 DATED: January 9, 2008

KIRKLAND & ELLIS LLP

12 By: /s/ Philip T. Chen

13 Philip T. Chen

14 *Attorneys for Plaintiff and*
15 *Counterdefendants*

RESEARCH IN MOTION LIMITED, and
RESEARCH IN MOTION CORPORATION

16 *Filer's Attestation: Pursuant to General Order No. 45, Section X(B) regarding signatures,*
17 *Eugene Hahm hereby attests that concurrence in the filing of this document has been obtained.*
18
19
20
21
22
23
24
25
26
27
28

ORDER

Good cause appearing, the parties' stipulation is hereby GRANTED. The deadlines for compliance with Patent L.R. 4-2 - 4-4 as set forth in the stipulation are modified as follows:

Exchange of Preliminary Claim Constructions under Patent L.R. 4-2	January 24, 2008
Joint Claim Construction and Prehearing Statement under Patent L.R. 4-3	February 25, 2008
Completion of Claim Construction Discovery under Patent L.R. 4-4	March 26, 2008

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED this ____ day of January, 2008

HON. MAXINE M. CHESNEY
UNITED STATES DISTRICT JUDGE

20194826.1